



OFFICE OF THE ATTORNEY GENERAL OF TEXAS
AUSTIN

GROVER SELLERS
ATTORNEY GENERAL

Honorable John H. Winters, Executive Director
State Department of Public Welfare
Austin, 3, Texas

Dear Sir:

Opinion No. 0-5618

Re: Are members of the Public
Welfare Board required to
make bond?

Your recent letter asks the Department's opinion
as to "whether or not the members of the Public Welfare Board
are required by law to make bond."

Our answer is, "no."

Board members are not required by the Act to give
a bond. The Act provides that a member qualifies "by taking
the oath of office," (Article 695c, Sec. 2(1)). The giving
of a bond is not a condition precedent to the right to an
office. City of Houston v. Estes, (C.A.) 79 S. W. 848, error
refused.

Very truly yours

ATTORNEY GENERAL OF TEXAS

By (s)

David Wuntch
Assistant

DW:db

DA:fe

APPROVED FEB 9 1944

(s) Grover Sellers

ATTORNEY GENERAL OF TEXAS

APPROVED OPINION COMMITTEE
BY (S) BWB, CHAIRMAN